

S/N 10/006,102

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jimmie A. Keeton et al. Examiner:
Serial No.: 10/006,102 Group Art Unit: 1761
Filed: December 3, 2001 Docket No.: 40244.0001US01
Title: PROBIOTIC FORMULATION AND METHOD FOR REDUCTION OF
PATHOGENIC BACTERIA

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL179666948 US

Date of Deposit: May 13, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

By:

Paula Egolf

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

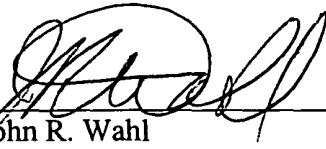
No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
303-357-1644


By: 
Name: John R. Wahl
Reg. No.: 33,044
JRWahl



| | | |
|---|------------------------------------|-----------------------------------|
| FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary) | Docket Number: 40244.0001-US-01 | Application Number: 10/006,102 |
| | Applicant: Jimmie A. Keeton et al. | |
| | Filing Date: December 3, 2001 | Group Art Unit: 1761 |

[illegible]

| | |
|--|------------------------|
| EXAMINER | DATE CONSIDERED |
| EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant. | |


23552
 PATENT TRADEMARK OFFICE